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Attorneys for Defendants
WINN AND SIMS, A Professional Corporation
(sued erroneously herein as "Winn & Sims, A Professional Corporation")
and BRIAN N. WINN

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND OFFICE

LEON E. CHEATHAM, individually and
on behalf of all others similarly situated,

Plaintiff,

WINN & SIMS, Professional Corporation,
BRIAN N. WINN, RALPH SIMS, individuals,

Defendants.

CASE NO. 06-0309 (SBA)

**STIPULATION AND ORDER
FOR DISMISSAL OF ACTION**

Complaint Filed: January 17, 2006
Trial Date: None Set

IT IS HEREBY STIPULATED AND AGREED to by and between Plaintiff LEON L. CHEATHAM, by and through his attorney of record Irving L. Berg of The Berg Law Group, and Defendants WINN AND SIMS, A PROFESSION CORPORATION (sued erroneously herein as "WINN & SIMS, A PROFESSIONAL CORPORATION") and BRIAN N. WINN, by and through their attorney of record Scott L. Johnson of Lewis, Brisbois, Bisgaard & Smith, LLP, that this action be dismissed with prejudice, each party to bear their own costs and attorneys' fees.

Dated: March __, 2006

THE BERG LAW GROUP

By: //s//
IRVING L. BERG
Attorney for Plaintiff
LEON L. CHEATHAM


1 Dated: March __, 2006

LEWIS BRISBOIS BISGAARD & SMITH LLP

3 By: //s//
4 SCOTT L. JOHNSON
5 Attorneys for Defendant
6 WINN AND SIMS, A Professional
7 Corporation, and BRIAN N. WINN

8 **ORDER OF DISMISSAL WITH PREJUDICE**

9 IT IS SO ORDERED this 27th day of March, 2006.

10 
11 HONORABLE SAUNDRA B. ARMSTRONG
12 UNITED STATES DISTRICT COURT JUDGE

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